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Applicants: Yuan Chang et al.

Serial No.: 09/607,179 Group Art Unit: 1636

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For : UNIQUE ASSOCIATED KAPOSI'S SARCOMA VIRUS SEQUENCES
AND USES THEREOF

1185 Avenue of the Americas
New York, New York 10036
October 9, 2001

Assistant Commissioner for Patents
Washington, D.C. 20231

SIR:

INFORMATION DISCLOSURE STATEMENT

In accordance with their duty of disclosure under 37 C.F.R. §1.56, applicants direct the Examiner's attention to the following references which are listed on the PTO-1449 form attached hereto as **Exhibit A**. Copies of references 1-15, 36-42, 44, 46, 49, 51, 52, 54, 57, 59, 60-66, 69-73, 75, 77-85, 87-89, 91, 92, 94, 99, 102-130, 144-205 are attached hereto as **Exhibits 1-123**, respectively.

1. U.S. Patent No. 5,801,042 issued to Yuan Chang et al. on September 1, 1998 (Exhibit 1);
2. U.S. Patent No. 5,830,759, issued to Yuan Chang et al. on November 3, 1998 (Exhibit 2);
3. U.S. Patent No. 6,150,093, issued to Yuan Chang et al. on November 21, 2000 (Exhibit 3);
4. U.S. Serial No. 6,093,550, issued to Yuan Chang et al. on July

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- 25, 2000 (Exhibit 4);
5. U.S. Serial No. 6,183,751, issued to Yuan Chang et al. on February 6, 2001 (Exhibit 5);
 6. PCT International Application No. PCT. US95/10194, filed August 11, 1995, Publication No. WO 96/06159, published February 29, 1996 (Exhibit 6);
 7. PCT International Application No. PCT. US97/01442, filed January 28, 1997, Publication No. WO 97/27208, published July 31, 1997 (Exhibit 7);
 8. PCT International Application No. PCT. US97/13346, filed July 22, 1997, Publication No. WO 98/04576, published February 5, 1998 (Exhibit 8);
 9. PCT International Application No. PCT. US95/15138, filed November 21, 1995, Publication No. WO 96 15779, published May 30, 1996 (Exhibit 9);
 10. PCT International Application No. PCT. US96/15702, filed September 26, 1996, Publication No. WO 97 12042 A, published April 3, 1997 (Exhibit 10);
 11. PCT International Application No. PCT. US96/20839, filed December 26, 1996, Publication No. WO 97 24057 A, published July 10, 1997 (Exhibit 11);
 12. PCT International Application No. PCT. EP96/03199, filed July 19, 1996, Publication No. WO 98 03657 A, published January 29,

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171. Ziegler et al. (January 17, 1996) Kaposi's sarcoma in childhood: an analysis of 100 cases from Uganda and relationship to HIV infection, *Int J Cancer* 65, 200-203 (Exhibit 115);
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201. Neipel F et al (January 1, 1997) Human Herpesvirus 8 Encodes A Homolog of Interleukin-6 *Journal of Virology* 71,1, 839-842 (Exhibit 119);
202. Russo JJ et al: Nucleotide Sequence of the Kaposi Sarcoma-Associated Herpesvirus (HHV8) *Proc Natl Acad Sci USA* 93, No. 25, (December 10, 1996) 14862-14867 (Exhibit 120);
203. Takeishi et al: Nucleotide Sequence of a functional cDNA for Human Thymidylate Synthase *Nucleic Acid Research* 13, 1985, 2035-2043, figure 2 (Exhibit 121);
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205. Moore et al. Primary Characterization of a Herpesvirus agent associated with Kaposi's Sarcoma. *J Virol* January 1996 70, No. 1, 549-558, see entire article (Exhibit 123).

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The subject application is a continuation of U.S. Serial No. 08/793,624, filed February 18, 1997, which is a national stage application filed under 35 USC §371 of PCT International Application No. PCT/US95/10194, filed August 11, 1995, which is a continuation-in-part of U.S. Serial No. 08/420,235, filed April 11, 1995, which is a continuation-in-part of U.S. Serial No. 08/343,101, filed November 21, 1994, which is a continuation-in-part of U.S. Serial No. 08/292,365, filed August 18, 1994.

Copies of above listed references 16-35, 43, 45, 47-48, 50, 53, 55-56, 58, 67, 68, 74, 76, 86, 90, 93, 95-98 and 100-101 were provided to the United States Patent Office in an information disclosure statement on August 15, 1997 in connection with U.S. Serial No. 08/793,624. Copies of above listed references 131-135 were provided to the United States Patent Office in an information disclosure statement on November 21, 1994 in connection with U.S. Serial No. 08/343,101. Copies of above listed references 136-143 were provided to the United States Patent Office in an information disclosure statement on August 14, 1997 in connection with U.S. Serial No. 08/420,235. Accordingly, under 37 C.F.R. §1.98(d) copies of these references are not required to be provided to the United States Patent and Trademark Office, since they were previously cited by, or submitted to, the United States Patent and Trademark Office in an application relied upon for an earlier filing date under 35 U.S.C. §120.

Summary

If a telephone interview would be of assistance in advancing prosecution of the subject application, applicants' undersigned attorneys invite the Examiner to telephone either of them at the

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number provided below.

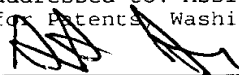
Pursuant to 37 C.F.R. §1.97(b)(3), no fee is deemed necessary in connection with the filing of this Information Disclosure Statement. However, if any additional fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,



John P. White
Registration No. 28,678
Spencer H. Schneider
Registration No. 45,923
Attorneys for Applicant(s)
Cooper & Dunham, LLP
1185 Avenue of the Americas
New York, New York 10036
(212) 278-0400

I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

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John P. White Date
Reg. No. 28,678
Spencer H. Schneider
Reg. No. 45,923